

T. Barry Kingham (TBK-1219)
CURTIS, MALLET-PREVOST, COLT & MOSLE LLP
101 Park Avenue
New York, New York 10178-0061
(212) 696-6000

Attorneys for Plaintiff
*Alexandra Allen as Administrator
of the Estate of William Allen*

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ALEXANDRA ALLEN, as	:	
Administrator of the Estate of William Allen,	:	
	:	
Plaintiff,	:	Index No. 07 CIV 8431 (HB) (DFE)
	:	
- against -	:	DECLARATION IN SUPPORT OF
	:	PLAINTIFF ALLEN'S MOTION TO
KENNEDY INFORMATION, INC. and	:	DISMISS AMENDED FIRST AND
THE BUREAU OF NATIONAL AFFAIRS, INC.	:	SECOND COUNTERCLAIMS
	:	OF DEFENDANT KENNEDY
Defendants.	:	<u>INFORMATION, INC.</u>
-----X	:	

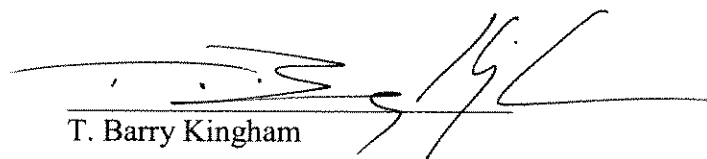
T. BARRY KINGHAM, declares under penalty of perjury:

1. I am a member of the Bar of this Court and of Curtis, Mallet-Prevost, Colt & Mosle LLP, counsel for Plaintiff Alexandra Allen, Administrator of the Estate of William Allen.
2. I submit this Declaration in support of Plaintiff's motion to dismiss, pursuant to Fed. R. Civ. P. 8(a)(2) and 12(b)(6), to dismiss the Amended First and Second Counterclaims of defendant Kennedy, for failure to state a claim upon which relief can be granted.
3. Exhibit A to this Declaration is a copy of Plaintiff's Complaint.

4. Exhibit B to this Declaration is a copy of Defendant's Amended Answer, Defenses and Counterclaims.

WHEREFORE, for the reasons set forth in the accompanying memorandum of law, the Court should dismiss defendant's Amended First and Second Counterclaims pursuant to Fed. R. Civ. P. 8(a)(2) and 12(b)(6).

Dated: New York, New York
February 1, 2008



T. Barry Kingham